

**AGENDA**

Pursuant to A.R.S. § 38-431.03(A)(3), the Commission may vote to go into Executive Session for the purpose of obtaining legal advice from its attorney on any matter listed on the agenda. Any such Executive Session will not be open to the public.

**A. A. Call to Order of the Arizona Racing Commission SPECIAL Meeting of September 26, 2019 at 1:03 PM.****Commissioners Present:**

**Chair Rory Goreé (Telephone)**  
**Vice Chair Thomas Lawless (Telephone)**  
**Commissioner Jay McClintock (Telephone)**  
**Commissioner Charles "Chuck" Coolidge (Telephone)**

**Also present:**

**Rudy Casillas, Racing Division Director**  
**Kelly Wagner, Assistant Attorney General**  
**Kristian Fasching, Gaming General Counsel**  
**Greg Stiles, Racing Program Manager**  
**Cassie Goodwin, Commission Secretary**

**B. Action Items**

1. Conditional Approval of September/October 2019 Simulcast Horse Racing Import Signals
  - A. Arizona Downs
    1. Delta Downs, Begins 10/08/19

**Chair Goreé moved to conditionally approve the simulcast signal agreement between Arizona Downs and Delta Downs beginning October 8, 2019. The conditional approval being valid until the November 2019 Commission meeting, provided that the Commission is supplied with the complete contract by Arizona Downs for its further review and the Department provides documentation to the Commission concerning the administrative review process. Commissioner McClintock second. Motion carried. (Ayes: Coolidge, Goreé, Lawless, McClintock.)**

2. Fresno, Begins 10/02/19

**Chair Goreé moved to conditionally approve the simulcast signal agreement between Arizona Downs and Fresno beginning October 2, 2019. The conditional approval being valid until the November 2019 Commission meeting, provided that the Commission is supplied with the complete contract by Arizona Downs for its further review and the Department provides documentation to the Commission concerning the administrative review process. Commissioner McClintock second. Motion carried. (Ayes: Coolidge, Goreé, Lawless, McClintock.)**

3. Gulfstream Park West, Begins 10/02/19

**Chair Goreé moved to conditionally approve the simulcast signal agreement between Arizona Downs and Gulfstream Park West beginning October 2, 2019. The conditional approval being valid until the November 2019 Commission meeting, provided that the Commission is supplied with the complete contract by Arizona Downs for its further review and the Department provides documentation to the Commission concerning the administrative review process. Commissioner McClintock second. Motion carried. (Ayes: Coolidge, Goreé, Lawless, McClintock.)**

**During the vote, Tom Auther began to address the Commission. He was asked to stop speaking until the process was completed. At the end of the vote, Commission Secretary advised that he had signed up to address the Commission on this item. He was allowed time to speak.**

**Chair Goreé moved to go into Executive Session for legal advice. Commissioner Coolidge second. Motion carried. (Ayes: Coolidge, Goreé, Lawless, McClintock.)**

**Jerry Simms requested to address the Commission. Commission Secretary advised the Commissioners of his request and they declined to allow him to speak at this point.**

**Open Session recessed at 1:15 PM.  
Open Session reconvened at 1:49 PM.**

**The Commission Secretary opened the item for discussion to those who signed up to address the Commission.**

**Jerry Simms, Turf paradise, address the Commission, responding to Tom Auther's statement made prior to the Executive Session.**

**Tom Auther, Arizona Downs, addressed the Commission.  
Ann McGovern, Arizona Downs, addressed the Commission.  
Jerry Simms, Turf Paradise, addressed the Commission.  
Ann McGovern, Arizona Downs, addressed the Commission.**

**No other action was taken on this item.**

**4. Keeneland, Begins 10/04/19**

**Chair Goreé moved to conditionally approve the simulcast signal agreement between Arizona Downs and Keeneland beginning October 4, 2019. The conditional approval being valid until the November 2019 Commission meeting, provided that the Commission is supplied with the complete contract by Arizona Downs for its further review and the Department provides documentation to the Commission concerning the administrative review process. Commissioner McClintock second. Motion carried. (Ayes: Coolidge, Goreé, Lawless, McClintock.)**

**5. Meadowlands, Begins 10/04/19**

**Chair Goreé moved to conditionally approve the simulcast signal agreement between Arizona Downs and Meadowlands beginning October 4, 2019. The conditional approval being valid until the November 2019 Commission meeting, provided that the Commission is supplied with the complete contract by Arizona Downs for its further review and the Department provides documentation to the Commission concerning the administrative review process. Commissioner McClintock second. Motion carried. (Ayes: Coolidge, Goreé, Lawless, McClintock.)**

**B. Turf Paradise**

**1. Delta Downs, Begins 10/08/19**

**Chair Goreé moved to conditionally approve the simulcast signal agreement between Turf Paradise and Delta Downs beginning October 8, 2019. The conditional approval being valid until the November 2019 Commission meeting, provided that the Commission is supplied with the complete contract by Arizona Downs for its further review and the Department provides documentation to the Commission concerning the administrative review process. Commissioner Lawless second. Motion carried. (Ayes: Coolidge, Goreé, Lawless, McClintock.)**

**2. Fresno, Begins 10/02/19**

**Chair Goreé moved to conditionally approve the simulcast signal agreement between Turf Paradise and Fresno beginning October 2, 2019. The conditional approval being valid until the November 2019 Commission meeting, provided that the Commission is supplied with the complete contract by Arizona Downs for its further review and the Department provides documentation to the**

**Commission concerning the administrative review process. Commissioner Lawless second. Motion carried. (Ayes: Coolidge, Goreé, Lawless, McClintock.)**

3. Gulfstream Park West, Begins 10/02/19

**Dave Auther, Arizona Downs, addressed the Commission.  
Tom Auther, Arizona Downs, addressed the Commission.  
Jerry Simms, Turf Paradise, addressed the Commission.**

**Chair Goreé moved to conditionally approve the simulcast signal agreement between Turf Paradise and Gulfstream Park West beginning October 2, 2019. The conditional approval being valid until the November 2019 Commission meeting, provided that the Commission is supplied with the complete contract by Arizona Downs for its further review and the Department provides documentation to the Commission concerning the administrative review process. Commissioner Lawless second. Motion carried. (Ayes: Coolidge, Goreé, Lawless, McClintock.)**

4. Keeneland, Begins 10/04/19

**Chair Goreé moved to conditionally approve the simulcast signal agreement between Turf Paradise and Keeneland beginning October 4, 2019. The conditional approval being valid until the November 2019 Commission meeting, provided that the Commission is supplied with the complete contract by Arizona Downs for its further review and the Department provides documentation to the Commission concerning the administrative review process. Commissioner Coolidge second. Motion carried. (Ayes: Coolidge, Goreé, Lawless, McClintock.)**

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**Chair Goreé moved to conditionally approve the simulcast signal agreement between Turf Paradise and Meadowlands beginning October 4, 2019. The conditional approval being valid until the November 2019 Commission meeting, provided that the Commission is supplied with the complete contract by Arizona Downs for its further review and the Department provides documentation to the Commission concerning the administrative review process. Commissioner Coolidge second. Motion carried. (Ayes: Coolidge, Goreé, Lawless.)**

**Commissioner Lawless dropped out of the conference call at 2:15 PM and did not return. He did not vote on this item.**

### **C. Call to the Public**

Those members of the public wishing to address the Commission must sign the signup sheet and be recognized by the Chair. Time permitting each presentation will be given approximately two minutes. Action taken as a result of public comment will be limited to directing staff to study the matter or re-schedule the matter for further consideration at a later date.

**Steve Nolan addressed the Commission.  
Ann McGovern, Arizona Downs, addressed the Commission.  
Tom Auther, Arizona Downs, addressed the Commission.**

### **D. Announcements**

The next regular Arizona Racing Commission meeting tentatively is scheduled for **10:00 AM on Thursday, October 10, 2019**, at 1110 West Washington St., Building Conference Room 250, 2nd Floor, Phoenix, Arizona, and is subject to change based on a quorum. For current information about the Arizona Racing Commission meeting schedule, please visit the Arizona Department of Gaming-Racing Division website (<https://racing.az.gov/racing-commission/commission-calendar-schedule>) or call Cassie Goodwin at 602-771-4263.

### **E. Adjournment**

**Chair Goreé moved to adjourn the meeting. Commissioner Lawless second. Motion Carried. (Ayes: Coolidge, Lawless.) Meeting adjourned at 2:21 PM.**